

STATE OF MAINE
PUBLIC UTILITIES COMMISSION

Docket No. 98-247

April 6, 1998

FRANCIS HENRY V. MADISON
ELECTRIC WORKS
Appeal of Consumer Assistance
Division Decision dated March 30,
1998, CAD #24361 (New #4116)

ORDER ON APPEAL

WELCH, Chairman; NUGENT and HUNT, Commissioners

On March 30, 1998, Mr. Francis Henry appealed to the Commission a decision of the Commission's Consumer Assistance Division (CAD) issued on March 26, 1998. We have reviewed the CAD's decision (attached) and find that it addresses the issues raised in Mr. Henry's original complaint. As explained in CAD's letter, Mr. Henry will need to pursue any claim for damages through the court system.

Accordingly, we

O R D E R

Dated at Augusta, Maine this 6th day of April, 1998.

BY ORDER OF THE COMMISSION

Dennis L. Keschl
Administrative Director

COMMISSIONERS VOTING FOR: Welch
Nugent
Hunt

NOTICE OF RIGHTS TO REVIEW OR APPEAL

5 M.R.S.A. § 9061 requires the Public Utilities Commission to give each party to an adjudicatory proceeding written notice of the party's rights to review or appeal of its decision made at the conclusion of the adjudicatory proceeding. The methods of review or appeal of PUC decisions at the conclusion of an adjudicatory proceeding are as follows:

1. Reconsideration of the Commission's Order may be requested under Section 1004 of the Commission's Rules of Practice and Procedure (65-407 C.M.R.110) within 20 days of the date of the Order by filing a petition with the Commission stating the grounds upon which reconsideration is sought.
2. Appeal of a final decision of the Commission may be taken to the Law Court by filing, within 30 days of the date of the Order, a Notice of Appeal with the Administrative Director of the Commission, pursuant to 35-A M.R.S.A. § 1320 (1)-(4) and the Maine Rules of Civil Procedure, Rule 73 et seq.
3. Additional court review of constitutional issues or issues involving the justness or reasonableness of rates may be had by the filing of an appeal with the Law Court, pursuant to 35-A M.R.S.A. § 1320 (5).

Note: The attachment of this Notice to a document does not indicate the Commission's view that the particular document may be subject to review or appeal. Similarly, the failure of the Commission to attach a copy of this Notice to a document does not indicate the Commission's view that the document is not subject to review or appeal.